

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/779,746
Applicant : Sheldon B. GREER
Filed : February 18, 2004
TC/A.U. : 1614
Examiner : James D. Anderson

Docket No. : 2954-128
Customer No. : 06449
Confirmation No. : 2050

**ASSERTION OF SMALL ENTITY STATUS AND
REQUEST FOR REFUND**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Request is hereby made for a refund in the amount of One Thousand Four Hundred Ninety Five Dollars (\$1,495).

The United States Patent and Trademark Office is advised of the fact that the assignee of the above application is entitled to small entity status. It is requested that the records of the Patent and Trademark Office be corrected accordingly.

On January 26, 2009, Applicants filed a Response without paying the additional claim fee of \$1,430; however the large entity claim fee was charged to Applicants' Deposit Account of \$2,860. Additionally, Applicants paid \$130 for an extension of time fee instead of paying the small entity fee of \$65. Therefore, Applicants are entitled to a refund (\$1,430 for additional claim fee and \$65 for extension of time fee) in the amount of One Thousand Four Hundred Ninety Five Dollars (\$1,495).

It is respectfully requested that the refund be credited to the undersigned's
Deposit Account No. 02-2135.

Respectfully submitted,

By /Carolyn L. Greene/
Carolyn L. Greene
Attorney for Applicants
Registration No. 57,784
ROTHWELL, FIGG, ERNST & MANBECK, P.C.
Suite 800, 1425 K Street, N.W.
Washington, D.C. 20005
Telephone: (202)783-6040
Facsimile: (202)783-6031